IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.677 OF 2005

Mr.Salim Noorudin Shamshir : Petitioner
V/s.
Commissioner, Municipal Corporation of
Greater Bombay & Ors. :
Respondents

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Ms Madhavi Tavanandi for the petitioner.
Ms Aruna Savla for respondent Nos.1 & 2.
Ms Geeta Shastri, Asstt. Govt. Pleader for respondent Nos.3 & 4.

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CORAM : DALVEER BHANDARI, C.J. &
S.A. BOBDE, J.

DATE : OCTOBER 14, 2005.

P.C.:

1. We have heard the learned counsel for the parties.

2. The petitioner, in this case, has prayed that the respondents be directed to forthwith consider the repair plan and related documents of the property bearing No.55/57 at Bibijan Street, Mumbai—400 003. The learned counsel for the petitioner has drawn our attention to an order which has been passed by the competent authority under the SAFEMA under which proceedings have been initiated in respect of the said property. Admittedly, this order has also attained finality because no further proceedings have been taken against this order.

3. In this view of the matter, we deem it appropriate to direct the Corporation to consider the repair plan and related documents of the property bearing No.55/57 at Bibijan Street, Mumbai—400 003, as expeditiously as possible and, in any event, within six weeks from the date of receipt of a copy of this order, by a reasoned order, after affording hearing to the petitioner. To avoid any delay in the matter, we direct the petitioner to appear before the Executive Engineer (Building Proposals) of the respondent-Corporation on 24.10.2005 at 11 a.m.

4. No further directions are necessary. The petition stands disposed of.

CHIEF JUSTICE

S.A. BOBDE, J.